

REMARKS

In the Office Action dated November 9, 2006, all the claims presently pending in this application were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over specified claims of copending Application No. 11/440290, either alone or in combination with Peter 4746051.

To overcome this rejection, a Terminal Disclaimer with respect to Application No. 11/440290 is submitted herewith. This Terminal Disclaimer should not be construed as an admission to the merits of the obviousness-type double-patenting rejections pursuant to Quad Environmental Technologies Corp. v. Union Sanitary District, 946 F.2d 870 (Fed. Cir. 1991).


Also submitted herewith is a corrected Terminal Disclaimer with respect to Application No. 11/214660. The Terminal Disclaimer previously submitted with respect to this application inadvertently identified the inventor rather than the assignee as the "owner" of the present application. The new Terminal Disclaimer identifies the correct owner, which is the assignee, Dukane Corporation.

It is respectfully submitted that this application is now in condition for allowance.

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Respectfully submitted,

By


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